B1 (Official F@ 1849) (1998) 23647 Doc 1 Filed 06/30/09 Entered 06/30/09 06:00:20 Desc Main United States Bank Dotum Centre Page 1 of 41 **Voluntary Petition** Northern District of Illinois Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Bennett, Gina, L. Bennett, Danny, R. All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITIN) No./Complete EIN(if more more than one, state all): 6577 than one, state all): Street Address of Joint Debtor (No. & Street, City, and State): Street Address of Debtor (No. & Street, City, and State): 31621 Jennifer Ln. 31621 Jennifer Ln. McHenry, IL Lakemoor, IL ZIP CODE ZIP CODE 60051 60051 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Lake McHenry Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE Location of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ■ Health Care Business ☐ Chapter 15 Petition for **√** Chapter 7 ☐ Single Asset Real Estate as defined in 11 Individual (includes Joint Debtors) Recognition of a Foreign Chapter 9 U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Main Proceeding Chapter 11 Railroad Corporation (includes LLC and LLP) ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities. Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) **Nature of Debts** Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose. Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is Check if: unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. Filing Fee waiver requested (applicable to chapter 7 individuals only). Must Check all applicable boxes attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY ☐ Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 100-200-50-1,000-5,001-10,001-25,001-50,001-Over 99 199 10 000 100 000 100 000 5 000 25,000 50,000 Estimated Assets \$0 to \$50,001 to \$50,000,001 \$100,000,001 \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$500,000,001 More than \$1 \$50,000 \$100,000 to \$100 to \$500 \$500,000 \$1 to \$10 to \$50 to \$1 billion billion million million million million million Estimated Liabilities \Box \Box \$500,001 to \$1,000,001 \$100,000,001 \$10,000,001 \$50,000,001 \$50,001 to \$100,001 to \$500,000,001 More than \$1 \$1 to \$10 to \$50 to \$100 to \$500 \$50,000 \$100,000 \$500,000 billion to \$1 billion million million million million million

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Voluntary Petition Document	Nanage 2. of s 41	
(This page must be completed and filed in every case)	Danny R. Bennett, Gina L. Bennett	
All Prior Bankruptcy Cases Filed Within La	st 8 Years (If more than two, attach additional sheet.)	
Location Where Filed: NONE	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	r Affiliate of this Debtor (If more than one, attach ad	lditional sheet)
Name of Debtor:	Case Number:	Date Filed:
NONE District:	Relationship:	Judge:
District:	Kerationship.	Judge.
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)	Exhibit B (To be completed if debtor is whose debts are primarily con I, the attorney for the petitioner named in the foregoi have informed the petitioner that [he or she] may pro 12, or 13 of title 11, United States Code, and have e available under each such chapter. I further certify the debtor the notice required by 11 U.S.C. § 342(b).	sumer debts) ng petition, declare that I ceed under chapter 7, 11, xplained the relief
☐ Exhibit A is attached and made a part of this petition.	X	6/29/2009
	Signature of Attorney for Debtor(s) Karl Magnus	Date 6256324
Ext	nibit C	
Does the debtor own or have possession of any property that poses or is alleged to pose a Comparison. Yes, and Exhibit C is attached and made a part of this petition. No	threat of imminent and identifiable harm to public heal	th or safety?
Exh	ibit D	
(To be completed by every individual debtor. If a joint petition is filed, each spouse must	complete and attach a separate Exhibit D.)	
☐ Exhibit D completed and signed by the debtor is attached and made a part of the	nis petition	
	as perition.	
If this is a joint petition:		
Exhibit D also completed and signed by the joint debtor is attached and made a	*	
	ding the Debtor - Venue applicable box)	
Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 december 2000.		ays immediately
There is a bankruptcy case concerning debtor's affiliate. general pa	artner, or partnership pending in this District.	
Debtor is a debtor in a foreign proceeding and has its principal plac has no principal place of business or assets in the United States but this District, or the interests of the parties will be served in regard to	is a defendant in an action or proceeding [in a federal	
	les as a Tenant of Residential Property oplicable boxes.)	
Landlord has a judgment against the debtor for possession of debtor	r's residence. (If box checked, complete the following).	
	(Name of landlord that obtained judgment)	
	(Address of landlord)	
Debtor claims that under applicable nonbankruptcy law, there are centire monetary default that gave rise to the judgment for possession		ed to cure the
Debtor has included in this petition the deposit with the court of an filing of the petition.	y rent that would become due during the 30-day period	after the
Debtor certifies that he/she has served the Landlord with this certif	ication. (11 U.S.C. § 362(1)).	

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

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Voluntary Petition Document	Name geografs 41				
(This page must be completed and filed in every case)	Danny R. Bennett, Gina L. Bennett				
Sign	atures				
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative				
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.				
or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.	(Check only one box.)				
[If no attorney represents me and no bankruptcy petition preparer signs the petition] I	☐ I request relief in accordance with chapter 15 of Title 11, United States Code. Certified Copies of the documents required by § 1515 of title 11 are attached.				
have obtained and read the notice required by 11 U.S.C. § 342(b). I request relief in accordance with the chapter of title 11, United States Code, specified	Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the				
in this petition.	order granting recognition of the foreign main proceeding is attached.				
X s/ Danny R. Bennett	X Not Applicable				
Signature of Debtor Danny R. Bennett	(Signature of Foreign Representative)				
X s/ Gina L. Bennett Signature of Joint Debtor Gina L. Bennett	(Printed Name of Foreign Representative)				
Telephone Number (If not represented by attorney)					
6/29/2009 Date	Date				
Signature of Attorney	Signature of Non-Attorney Petition Preparer				
X	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined				
Karl Magnus Bar No. 6256324	in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11				
Printed Name of Attorney for Debtor(s) / Bar No.	U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable				
•	by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor,				
Karl H. Magnus Firm Name	as required in that section. Official Form 19 is attached.				
Attorney at Law 121 S. Wilke Suite 201					
Address	Not Applicable				
Arlington Heights, IL 60005	Printed Name and title, if any, of Bankruptcy Petition Preparer				
847-368-0000 847-352-2964	Social-Security number (If the bankruptcy petition preparer is not an individual, state				
Telephone Number 6/29/2009	the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)				
Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	Address				
Signature of Debtor (Corporation/Partnership)	X Not Applicable				
I declare under penalty of perjury that the information provided in this petition is true					
and correct, and that I have been authorized to file this petition on behalf of the debtor.	Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or				
The debtor requests the relief in accordance with the chapter of title 11, United States	partner whose Social-Security number is provided above.				
Code, specified in this petition.	Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an				
X Not Applicable Signature of Authorized Individual	individual.				
Signature of Authorized Individual	If more than one person prepared this document, attach to the appropriate official form for each person.				
Printed Name of Authorized Individual	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. 8 110 18 U.S.C. 8 156				
Title of Authorized Individual	both. 11 U.S.C. § 110; 18 U.S.C. § 156.				
Date					

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B 1D (Official Form 1, Exhibit D) (12/08)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re Danny R. Bennett Gina L. Bennett	Case No.
Debtor(s)	(if known)
EXHIBIT D - INDIVIDUAL DEBTOR'S STATE CREDIT COUNSELING RE	
Warning: You must be able to check truthfully one of counseling listed below. If you cannot do so, you are not elig dismiss any case you do file. If that happens, you will lose whill be able to resume collection activities against you. If you pankruptcy case later, you may be required to pay a second for stop creditors' collection activities.	ible to file a bankruptcy case, and the court can hatever filing fee you paid, and your creditors ir case is dismissed and you file another
Every individual debtor must file this Exhibit D. If a joint peas separate Exhibit D. Check one of the five statements below and	
1. Within the 180 days before the filing of my bank counseling agency approved by the United States trustee or bank or available credit counseling and assisted me in performing a re rom the agency describing the services provided to me. Attach a repayment plan developed through the agency.	ruptcy administrator that outlined the opportunities lated budget analysis, and I have a certificate
2. Within the 180 days before the filing of my bank counseling agency approved by the United States trustee or banks or available credit counseling and assisted me in performing a re- certificate from the agency describing the services provided to me agency describing the services provided to you and a copy of any agency no later than 15 days after your bankruptcy case is filed.	ruptcy administrator that outlined the opportunities lated budget analysis, but I do not have a e. You must file a copy of a certificate from the
3. I certify that I requested credit counseling services obtain the services during the five days from the time I made my merit a temporary waiver of the credit counseling requirement so exigent circumstances here.]	request, and the following exigent circumstances
If your certification is satisfactory to the court, you ment within the first 30 days after you file your bankruptcy petition agency that provided the counseling, together with a copy of through the agency. Failure to fulfill these requirements may extension of the 30-day deadline can be granted only for cause your case may also be dismissed if the court is not satisfied.	and promptly file a certificate from the any debt management plan developed result in dismissal of your case. Any se and is limited to a maximum of 15 days.

statement.] [Must be accompanied by a motion for determination by the court.]

Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

4. I am not required to receive a credit counseling briefing because of: [Check the applicable

case without first receiving a credit counseling briefing.

Case 09-23			Filed 06/30/09 Document 08) – Cont.	Entered 06/30/09 06:00:20 Page 5 of 41	Desc Main			
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);								
	_ A	active military	duty in a military con	nbat zone.				
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district.								
I certify (ındeı	r penalty of p	perjury that the infor	mation provided above is true and o	correct.			
Signature of Debto	_	/ Danny R. B Danny R. Ben						
Date: 6/29/2009								

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B 1D (Official Form 1, Exhibit D) (12/08)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In re	Danny R. Bennett Gina L. Bennett	Case No.	
	Debtor(s)	·	(if known)
EXI	HIBIT D - INDIVIDUAL DEBTOR'S STA CREDIT COUNSELING		ICE WITH
counseling lis dismiss any ca will be able to bankruptcy ca	ng: You must be able to check truthfully one ted below. If you cannot do so, you are not ease you do file. If that happens, you will lose resume collection activities against you. If you hat second so collection activities.	eligible to file a bankruptcy ca whatever filing fee you paid your case is dismissed and y	ase, and the court can , and your creditors ou file another
	individual debtor must file this Exhibit D. If a join ibit D. Check one of the five statements below a		
counseling age for available cre from the agenc	Within the 180 days before the filing of my b ncy approved by the United States trustee or be edit counseling and assisted me in performing a y describing the services provided to me. Attack a developed through the agency.	ankruptcy administrator that out a related budget analysis, and I	tlined the opportunities have a certificate
counseling age for available cre certificate from agency describ	Within the 180 days before the filing of my b ncy approved by the United States trustee or basedit counseling and assisted me in performing a the agency describing the services provided to ing the services provided to you and a copy of a than 15 days after your bankruptcy case is filed.	ankruptcy administrator that out a related budget analysis, but I me. You must file a copy of a c any debt repayment plan develo	tlined the opportunities do not have a certificate from the
obtain the servi	I certify that I requested credit counseling services during the five days from the time I made nary waiver of the credit counseling requirement stances here.]	ny request, and the following ex	kigent circumstances
within the first agency that pr through the ag	r certification is satisfactory to the court, yo t 30 days after you file your bankruptcy petit rovided the counseling, together with a copy gency. Failure to fulfill these requirements m he 30-day deadline can be granted only for c	ion and promptly file a certifi of any debt management pla nay result in dismissal of you	cate from the an developed r case. Any

statement.] [Must be accompanied by a motion for determination by the court.]

Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable

case without first receiving a credit counseling briefing.

		17 Doc 1 1, Exh. D) (12	Filed 06/30/09 Document 1/08) – Cont.	Entered 06/30/09 06:00:20 Page 7 of 41	Desc Main			
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);							
		Active military	duty in a military con	nbat zone.				
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district.							
ı	certify und	ler penalty of	perjury that the infor	mation provided above is true and	correct.			
Signature	e of Debtor:	s/ Gina L. Be Gina L. Benn						
Date: <u>6/</u>	29/2009							

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B6A (Official Form 6A) (12/07)

In re:	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors		(If known)

SCHEDULE A - REAL PROPERTY

	Total	>	\$ 275,000.00	
Residence Lakemoor	Fee Owner	J	\$ 275,000.00	\$ 286,000.00
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM

(Report also on Summary of Schedules.)

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B6B (Official Form 6B) (12/07)

In re	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors	_,	(If known)

SCHEDULE B - PERSONAL PROPERTY

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand	Х			
Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Chase Bank Checking & Savings	J	1,200.00
Security deposits with public utilities, telephone companies, landlords, and others.	Х			
Household goods and furnishings, including audio, video, and computer equipment.		Household Goods, Furnishings and Electronics for a 3 bedroom house	W	1,500.00
Household goods and furnishings, including audio, video, and computer equipment.		Tools HVAC		500.00
 Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles. 	Х			
6. Wearing apparel.		Misc. Clothing	J	250.00
7. Furs and jewelry.		Misc. Jewelry and Wedding Bands	J	500.00
Firearms and sports, photographic, and other hobby equipment.	Х			
Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	х			
14. Interests in partnerships or joint ventures. Itemize.	Х			
Government and corporate bonds and other negotiable and nonnegotiable instruments.	Х			
16. Accounts receivable.	Х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			

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B6B (Official Form 6B) (12/07) -- Cont.

In re	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors	,	(If known)

SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

			1	
TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
Other liquidated debts owed to debtor including tax refunds. Give particulars.	Х			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	Х			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	Х			
23. Licenses, franchises, and other general intangibles. Give particulars.	Х			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		1996 Dodge Caravan	J	500.00
Automobiles, trucks, trailers, and other vehicles and accessories.		2006 Chrysler Town & Country	J	7,200.00
26. Boats, motors, and accessories.	Χ			
27. Aircraft and accessories.	Х			
28. Office equipment, furnishings, and supplies.	Х			
29. Machinery, fixtures, equipment and supplies used in business.	Х			
30. Inventory.	Х			
31. Animals.	Х			
32. Crops - growing or harvested. Give particulars.	Х			
33. Farming equipment and implements.	Х			
34. Farm supplies, chemicals, and feed.	Χ			
35. Other personal property of any kind not already listed. Itemize.	X			

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B6B (O	official Form 6B) (12/07)	Cont.		Doddinent	rago II or 4I	
In re	Danny R. Bennett	Gina L	Bennett		Case No.	
				Debtors	 ,	(If known)

SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
	_	2 continuation sheets attached Tot	al >	\$ 11,650.00

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

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B6C (Official Form 6C) (12/07)

In re	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors	_ ,	(If known)

SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to which debtor is entitled under:	☐ Check if debtor claims a homestead exemption that exceeds
(Check one box)	\$136,875

☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION
1996 Dodge Caravan	735 ILCS 5/12-1001(c)	500.00	500.00
Chase Bank Checking & Savings	735 ILCS 5/12-1001(b)	1,200.00	1,200.00
Household Goods, Furnishings and Electronics for a 3 bedroom house	735 ILCS 5/12-1001(b)	1,500.00	1,500.00
Misc. Clothing	735 ILCS 5/12-1001(b)	250.00	250.00
Misc. Jewelry and Wedding Bands	735 ILCS 5/12-1001(b)	500.00	500.00
Tools HVAC	735 ILCS 5/12-1001(b)	500.00	500.00

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B6D (Official Form 6D) (12/07)

In re	Danny R. Bennett	Gina L. Bennett	,	Case No.	
			Debtors		(If known)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. XXXXXXXXXXXXXXXXXXII71 Chrysler Financial POB 9223 Farmington Hills, MI 48333-9223		J	Security Agreement 2006 Chrysler Town & Country VALUE \$7,500.00				12,789.00	0.00
ACCOUNT NO. 879-4 CitiMortgage P.O. Box 183040 Columbus, OH 43218-3040		J	Mortgage Residence Lakemoor VALUE \$275,000.00				240,000.00	0.00
ACCOUNT NO. 406-7 CitiMortgage P.O. Box 183040 Columbus, OH 43218-3040		J	Mortgage Residence Lakemoor VALUE \$275,000.00				46,000.00	0.00

continuation sheets attached

Subtotal → (Total of this page)

Total > (Use only on last page)

\$ 298,789.00	\$ 0.00
\$ 298,789.00	\$ 0.00

Case 09-23647

Document

Debtors

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B6E (Official Form 6E) (12/07)

In re

Danny R. Bennett Gina L. Bennett

Case No.

(If known)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

4	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYI	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
	Domestic Support Obligations
	Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or consible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in J.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case
app	Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the pointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions
	Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying ependent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans
ces	Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the sation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen
	Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals
that	Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units
	Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution
	Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of remors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 07 (a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated
anot	Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or ther substance. 11 U.S.C. § 507(a)(10).
adiu	* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of

1 continuation sheets attached

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B6E (Official Form 6E) (12/07) - Cont.

In re	Danny R. Bennett	Gina I Rennett		Case No.	
	barniy K. Berniett	Oma E. Bennett	Debtors	_,	(If known)

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO.									\$0.00

Sheet no. $\underline{1}$ of $\underline{1}$ continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals ➤ (Totals of this page)

Total >
(Use only on last page of the completed
Schedule E. Report also on the Summary of

Schedule E. Report also on the Summary of Schedules.)

Total

(Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data.)

0.00	\$ 0.00	\$	0.00
0.00			
	\$ 0.00	\$	0.00
	0.00	0.00	0.00

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B6F (Official Form 6F) (12/07)

In re	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors		(If known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Officer this box is debtor has no creator		lullig	<u> </u>				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. XXXXXXXXXX 6662		w					908.00
Capital One POB 30285 Salt Lake City, UT 84130-0285			Misc. Consumer Debt				
ACCOUNT NO. XXXXXXXXXX 0642		J					2,030.00
Capital One POB 30285 Salt Lake City, UT 84130-0285		3	Misc. Consumer Debt				2,000.00
ACCOUNT NO. XXXXXXXXXXXX 2293		W					8,772.00
Chase P.O. Box 15153 Wilmington, DE 19886-5153			Misc. Consumer Debt				
Allied Interstate 3000 Corporate Exchange Dr Columbus, OH 43231							
Apex Financial Management LLC POB 2189 Northbrook, IL 60065-2189							
ACCOUNT NO. XXXXXXXXXXX 6803							6,302.00
Citi Master Card Box 6000 The Lakes, NV 89163-6000			Misc. Consumer Debt				

2 Continuation sheets attached

Subtotal > \$ 18,012.00

Total > st page of the completed Schedule F.)

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B6F (Official Form 6F) (12/07) - Cont.

In re	Danny R. Bennett	Gina L. Bennett		Case No.		
			Debtors		(If known)	

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

			(Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. XXXXXXXXXXXX3189							298.00
Comcast POB 3002 Southeastern, PA 19398-3002			Misc. Consumer Debt				
Credit Protection Association 13355 Noel Rd. Dallas, TX 75240							
ACCOUNT NO. xxxxxxxxxx542		J					567.00
EG Northwest Suburban Urology 800 Biesterfield Rd., Wimmer Ste 303 Elk Grove Village, IL 60007-3378		Medical					
ACCOUNT NO. XXXXXXXXXX 4304		W					5,746.00
HSBC Card Services P.O. Box 17313 Baltimore, MD 21297-1313			Misc. Consumer Debt				
Allied Interstate 3000 Corporate Exchange Dr Columbus, OH 43231	Ī	ı					
ACCOUNT NO. XXXXXXXXXXXXX79-7		J					1,721.00
JCPenney POB 981131 El Paso, TX 79998			Misc. Consumer Debt				

Sheet no. $\underline{1}$ of $\underline{2}$ continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 8,332.00

Total > \$

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.) Case 09-23647 Doc 1 Filed 06/30/09 Entered 06/30/09 06:00:20 Desc Main Document Page 18 of 41

B6F (Official Form 6F) (12/07) - Cont.

In re	Danny R. Bennett Gina L. Bennett				
			Debtors		(If known)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

			(Continuation Sneet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. XXXXXXXXXX 387		J					979.00
Kohl's P.O. Box 3084 Milwaukee, WI 53201-3084			Misc. Consumer Debt				
ACCOUNT NO. XXXXXXXXXXX9541		w					8,135.00
Target National Bank POB 59317 Minneapolis, MN 55459-0317			Misc. Consumer Debt				
Louis Freedman POB 3228 Naperville, IL 60566-7228							
Forster & Garbus 500 Bi-County Blvd. Farmingdale, NY 11735							

Sheet no. $\underline{2}$ of $\underline{2}$ continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 9,114.00

Total > \$ 35,458.00

Karl Magnus 6256324 Karl H. Magnus Attorney at Law 121 S. Wilke Suite 201 Arlington Heights, IL 60005

847-368-0000 Attorney for the Petitioner(s)

UNITED STATES BANKRUPTCY COURT

Northern District of Illinois

In Re:

Debtor: Danny R. Bennett Case No:
Social Security Number: 6577
Chapter 7

Joint Debtor: Gina L. Bennett

Social Security Number: 7941 Numbered Listing of Creditors

	Creditor name and mailing address	Category of Claim	Amount of Claim
1.	Capital One POB 30285 Salt Lake City, UT 84130-0285	Unsecured Claims	\$ 908.00
2.	Capital One POB 30285 Salt Lake City, UT 84130-0285	Unsecured Claims	\$ 2,030.00
3.	Chase P.O. Box 15153 Wilmington, DE 19886-5153	Unsecured Claims	\$ 8,772.00
4.	Chrysler Financial POB 9223 Farmington Hills, MI 48333-9223	Secured Claims	\$ 12,789.00
5.	Citi Master Card Box 6000 The Lakes, NV 89163-6000	Unsecured Claims	\$ 6,302.00

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In re:	Danny R. Bennett Gina L. Bennett	Case No)
6.	CitiMortgage P.O. Box 183040 Columbus, OH 43218-3040	Secured Claims	\$ 240,000.00
7.	CitiMortgage P.O. Box 183040 Columbus, OH 43218-3040	Secured Claims	\$ 46,000.00
8.	Comcast POB 3002 Southeastern, PA 19398-3002	Unsecured Claims	\$ 298.00
9.	EG Northwest Suburban Urology 800 Biesterfield Rd., Wimmer Ste 303 Elk Grove Village, IL 60007-3378	Unsecured Claims	\$ 567.00
10.	HSBC Card Services P.O. Box 17313 Baltimore, MD 21297-1313	Unsecured Claims	\$ 5,746.00
11.	JCPenney POB 981131 El Paso, TX 79998	Unsecured Claims	\$ 1,721.00
12.	Kohl's P.O. Box 3084 Milwaukee, WI 53201-3084	Unsecured Claims	\$ 979.00
13.	Target National Bank POB 59317 Minneapolis, MN 55459-0317	Unsecured Claims	\$ 8,135.00

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In re:	Danny R. Bennett	Case No
	Gina L. Bennett	

(The penalty for making a false statement or concealing property is a fine up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. secs. 152 and 3571.)

DECLARATION

I, **Danny R. Bennett**, and I, **Gina L. Bennett**, named as debtors in this case, declare under penalty of perjury that we have read the foregoing Numbered Listing of Creditors, consisting of **2 sheets** (not including this declaration), and that it is true and correct to the best of our information and belief.

Signature:	s/ Danny R. Bennett	
Ū	Danny R. Bennett	
Dated:	6/29/2009	_
Signature:	s/ Gina L. Bennett Gina L. Bennett	
Dated:	6/29/2009	

Case 09-23647	Doc 1	Filed 06/30/09	Entered 06/30/09 06:00:20	Desc Main
B6G (Official Form 6G) (12/07)		Document	Page 22 of 41	

In re:	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors		(If known)

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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In re: Danny R. Bennett Gina L. Bennett Case No.							
	Debtors		(If known)				
SCHEDULE H - CODEBTORS							
☑ Check this box if debtor has no codebtors.							
NAME AND ADDRESS OF	CODEBTOR	NAME AND ADDRESS O	F CREDITOR				

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In re Danny R. Bennett Gina L. Bennett

Case No.

Debtors

(If known)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: Married	DEPENDENTS OF	F DEBTOR AND	SPOUSE		
	RELATIONSHIP(S):			AGE(S):
Employment:	DEBTOR		SPOUSE		
Occupation Techr	nician				
Name of Employer Carrie	er	Green Ba	ay Animal Hospi	ital	
How long employed 3 yrs					
	Kennedy Rd. sor, CT 06095	1221 Gree Wilmette,	en Bay Rd. IL 60091		
INCOME: (Estimate of average or page case filed)	projected monthly income at time	С	DEBTOR		SPOUSE
1. Monthly gross wages, salary, and	commissions	\$	7,288.67	\$	497.00
(Prorate if not paid monthly.) 2. Estimate monthly overtime		\$	0.00		0.00
3. SUBTOTAL		\$	7,288.67	\$	497.00
4. LESS PAYROLL DEDUCTIONS	8		,		
a. Payroll taxes and social sec	curity	\$	1,471.73	\$_	52.93
b. Insurance		\$	0.00	\$	0.00
c. Union dues		\$	52.00	\$	0.00
d. Other (Specify) 401	(\$	173.33	\$_	0.00
5. SUBTOTAL OF PAYROLL DED	DUCTIONS	\$	1,697.06	\$_	52.93
6. TOTAL NET MONTHLY TAKE I	HOME PAY	\$	5,591.60	\$_	444.07
7. Regular income from operation of	f business or profession or farm	<u> </u>			
(Attach detailed statement)		\$	0.00	\$_	0.00
8. Income from real property		\$	0.00	\$	0.00
9. Interest and dividends		\$	0.00	\$	0.00
10. Alimony, maintenance or suppo debtor's use or that of depend	rt payments payable to the debtor for the ents listed above.	\$	0.00	\$	0.00
11. Social security or other governm (Specify)		\$	0.00	\$	0.00
12. Pension or retirement income			0.00	\$	0.00
13. Other monthly income		·	0.00	· <u> </u>	<u> </u>
(Specify)		\$	0.00	\$_	0.00
14. SUBTOTAL OF LINES 7 THR	OUGH 13	\$	0.00	•	0.00
15. AVERAGE MONTHLY INCOM	E (Add amounts shown on lines 6 and 14)	\$	5,591.60		444.07
16. COMBINED AVERAGE MONT	THLY INCOME: (Combine column		\$ 6,035	5.67	

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Danner D. Dannatt Olma I	D			

Debtors

In re Danny R. Bennett Gina L. Bennett

Case No. (If known)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document.:

NONE

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B6J (Official Form 6J) (12/07)

In re Danny R. Bennett Gina L. Bennett	Case No.	
Debtors	(If known)	

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

expenditures labeled "Spouse." 1. Rent or home mortgage payment (include lot rented for mobile home) a. Are real estate taxes included? Yes Vob. Is property insurance included? Yes No 2. Utilities: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other Cable internet and phone \$ \$	2,605.00 250.00 55.00
expenditures labeled "Spouse." 1. Rent or home mortgage payment (include lot rented for mobile home) a. Are real estate taxes included? Yes Vo No b. Is property insurance included? Yes No 2. Utilities: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other Cable internet and phone \$ \$	2,605.00 250.00 55.00
a. Are real estate taxes included? Yes	250.00 55.00
b. Is property insurance included? Yes ✓ No 2. Utilities: a. Electricity and heating fuel \$ b. Water and sewer \$ c. Telephone \$ d. Other Cable internet and phone \$	250.00 55.00
2. Utilities: a. Electricity and heating fuel \$ b. Water and sewer \$ c. Telephone \$ d. Other Cable internet and phone \$	55.00
b. Water and sewer \$ c. Telephone \$ d. Other Cable internet and phone \$	55.00
c. Telephone \$ d. Other Cable internet and phone \$	
d. Other Cable internet and phone \$	
·	100.00
3. Home maintenance (renairs and unkeen)	175.00
3. Home maintenance (repairs and upkeep) \$	100.00
4. Food \$	900.00
5. Clothing \$	125.00
6. Laundry and dry cleaning \$	50.00
7. Medical and dental expenses \$	300.00
8. Transportation (not including car payments) \$	125.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc. \$	200.00
10. Charitable contributions \$	0.00
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's \$	0.00
b. Life \$	140.00
c. Health \$	0.00
d. Auto	136.00
e. Othe <u>r</u>	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)	
(Specify)	0.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	
a. Auto \$	475.00
b. Other \$	0.00
14. Alimony, maintenance, and support paid to others \$	0.00
15. Payments for support of additional dependents not living at your home \$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement) \$	0.00
17. Other School Ultra Sound Tech \$	250.00
Sylvan Learning Center \$	75.00
Union Dues \$	47.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Cortain Liabilities and Related Data.)	6,108.00
if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	0,100.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this	s document:
20. STATEMENT OF MONTHLY NET INCOME	
a. Average monthly income from Line 15 of Schedule I \$	6,035.67
b. Average monthly expenses from Line 18 above \$	6,108.00
c. Monthly net income (a. minus b.)	-72.33

Form 6 - Statistical Summary (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Danny R. Bennett	Gina L. Bennett	Case No.	
		Debtors	, Chapter	7

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

_ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$
Student Loan Obligations (from Schedule F)	\$
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.	\$
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$
TOTAL	\$ 0.00

State the following:

Average Income (from Schedule I, Line 16)	\$ 6,035.67
Average Expenses (from Schedule J, Line 18)	\$ 6,108.00
Current Monthly Income (from Form 22A Line 12; OR , Form 22B Line 11; OR , Form 22C Line 20)	\$ 7,676.55

State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column	\$
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column	\$
4. Total from Schedule F	\$35,458.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)	\$35,458.00

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B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court Northern District of Illinois

n re	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors	Chapter	7

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 275.000.00		
B - Personal Property	YES	3	\$ 11.650.00		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$ 298.789.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	3		\$ 35,458.00	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	2			\$ 6.035.67
J - Current Expenditures of Individual Debtor(s)	YES	1			\$ 6.108.00
тот.	AL	16	\$ 286,650.00	\$ 334,247.00	

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B6 Declaration (Official Form 6 - Declaration) (12/07)

In re Danny R. Bennett	Gina L. Bennett	_ Case No.	
	Debtors	•	(If known)

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

	declare under penalty of perjury that I have read the fore	
sheets	, and that they are true and correct to the best of my kn	owledge, information, and belief.
Date:	6/29/2009	Signature: s/ Danny R. Bennett
		Danny R. Bennett
		Debtor
Date:	6/29/2009	Signature: s/ Gina L. Bennett
		Gina L. Bennett
		(Joint Debtor, if any)
		[If joint case, both shouses must sign]

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

(NOT APPLICABLE)

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B7 (Official Form 7) (12/07)

UNITED STATES BANKRUPTCY COURT Northern District of Illinois

In re:	Danny R. Bennett	Gina L. Bennett		Case No.	
			Debtors		(If known)

STATEMENT OF FINANCIAL AFFAIRS

1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	FISCAL YEAR PERIOD
69,264.00	Carrier Corp.	2008
3,286.00	Pet Smart	2008
6,506.00	Green Bay Animal Hospital	2008
2,500.00	Green Bay Animal Hospital	2009
34,031.00	Carrier Corp.	2009

2. Income other than from employment or operation of business

None **☑** State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

3. Payments to creditors

Complete a. or b., as appropriate, and c.

None **☑** a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF DATES OF AMOUNT AMOUNT CREDITOR PAYMENTS PAID STILL OWING

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None $\mathbf{\Lambda}$

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS/ **TRANSFERS** **AMOUNT** PAID OR VALUE OF **TRANSFERS**

AMOUNT STILL **OWING**

2

None $\mathbf{\Delta}$

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF **PAYMENT** **AMOUNT** PAID

STILL OWING

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT

09SC4207

NATURE OF PROCEEDING AND CASE NUMBER

COURT OR AGENCY AND LOCATIO

STATUS OR DISPOSITION

Target National Bank

Contract

Circuit Court of Lake County IL

Judgement

18 N. County St. **Gina Bennett** Waukegan, IL

 $\mathbf{\Lambda}$

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DESCRIPTION OF PERSON FOR WHOSE DATE OF AND VALUE OF BENEFIT PROPERTY WAS SEIZED **SEIZURE PROPERTY**

5. Repossessions, foreclosures and returns

None $\mathbf{\Delta}$

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

> DESCRIPTION DATE OF REPOSSESSION. AND VALUE OF FORECLOSURE SALE. **PROPERTY** TRANSFER OR RETURN

NAME AND ADDRESS OF CREDITOR OR SELLER

6. Assignments and receiverships

None

✓

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TERMS OF

3

NAME AND ADDRESS DATE OF ASSIGNMENT
OF ASSIGNEE ASSIGNMENT OR SETTLEMENT

None **✓**

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	NAME AND ADDRESS		DESCRIPTION
NAME AND ADDRESS	OF COURT	DATE OF	AND VALUE OF
OF CUSTODIAN	CASE TITLE & NUMBER	ORDER	PROPERTY

7. Gifts

None **☑** List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	RELATIONSHIP		DESCRIPTION
OF PERSON	TO DEBTOR,	DATE	AND VALUE OF
OR ORGANIZATION	IF ANY	OF GIFT	GIFT

8. Losses

None **☑** List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION	DESCRIPTION OF CIRCUMSTANCES AND, IF	
AND VALUE OF	LOSS WAS COVERED IN WHOLE OR IN PART	DATE OF
PROPERTY	BY INSURANCE, GIVE PARTICULARS	LOSS

9. Payments related to debt counseling or bankruptcy

None **☑** List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS	DATE OF PAYMENT,	AMOUNT OF MONEY OR
OF PAYEE	NAME OF PAYOR IF	DESCRIPTION AND VALUE
	OTHER THAN DEBTOR	OF PROPERTY

10. Other transfers

None **☑** a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

4

None **☑** b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S)

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR INTEREST IN PROPERTY

11. Closed financial accounts

None **☑** List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION TYPE OF ACCOUNT, LAST FOUR
DIGITS OF ACCOUNT NUMBER,
AND AMOUNT OF FINAL BALANCE
AND AMOUNT OF FINAL BALANCE
OR CLOSING

12. Safe deposit boxes

None **✓** List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES
OF THOSE WITH ACCESS

DESCRIPTION OF

DATE OF TRANSFER OR SURRENDER,

OTHER DEPOSITORY TO BOX OR DEPOSITOR CONTENTS IF ANY

13. Setoffs

None **☑** List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS DESCRIPTION AND VALUE

OF OWNER OF PROPERTY LOCATION OF PROPERTY

5

15. Prior address of debtor

None **☑**

 \mathbf{Q}

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

16. Spouses and Former Spouses

None **☑** If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None

 \square

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL

ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None **✓**

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

	Document	Page 35 of 41	

None \square

List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT DOCKET NUMBER

STATUS OR DISPOSITION

18. Nature, location and name of business

None Ø

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

LAST FOUR DIGITS

OF SOCIAL SECURITY ADDRESS OR OTHER INDIVIDUAL

TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN NATURE OF **BUSINESS**

BEGINNING AND ENDING

6

DATES

None \square

NAME

Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME **ADDRESS**

[if completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date 6/29/2009 Signature s/ Danny R. Bennett of Debtor Danny R. Bennett

Date 6/29/2009 Signature s/ Gina L. Bennett of Joint Debtor Gina L. Bennett

(if any)

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B 8 (Official Form 8) (12/08)

UNITED STATES BANKRUPTCY COURT Northern District of Illinois

In re	Danny R. Bennett Gina L. Bennett	Case No.	
	Debtors	Chapter 7	

CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

PART A – Debts secured by property of the estate. (Part A by property of the estate. Attach additional pages if necess	
Property No. 1	
Creditor's Name: Chrysler Financial	Describe Property Securing Debt: 2006 Chrysler Town & Country
Property will be <i>(check one)</i> : ☐ Surrendered	
If retaining the property, I intend to (check at least one): ☐ Redeem the property ☐ Reaffirm the debt ☐ Other. Explain	(for example, avoid lien using 11 U.S.C. § 522(f))
Property is <i>(check one)</i> : Claimed as exempt	☑ Not claimed as exempt
Property No. 2	1
Creditor's Name: CitiMortgage	Describe Property Securing Debt: Residence Lakemoor
Property will be <i>(check one)</i> : ☐ Surrendered	
If retaining the property, I intend to (check at least one): ☐ Redeem the property ☐ Reaffirm the debt ☐ Other. Explain	(for example, avoid lien using 11 U.S.C. § 522(f))
Property is <i>(check one)</i> : Claimed as exempt	✓ Not claimed as exempt

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B 8 (Official Form 8) (12/08)

Property No. 3						
Creditor's Name: CitiMortgage		Describe Property Residence Lakemo	-			
Property will be <i>(check one)</i> : Surrendered	☑ Retained					
If retaining the property, I intend to (o ☐ Redeem the property ☑ Reaffirm the debt ☐ Other. Explain	,	(for example, avoid	lien using 11 U.S.C. § 522(f))			
Property is <i>(check one)</i> : Claimed as exempt		✓ Not claimed as ex	empt			
PART B – Personal property subject to each unexpired lease. Attach additional Property No. 1 Lessor's Name:	pages if necessary	·.)	Part B must be completed for Lease will be Assumed pursuant			
None	Describe Lease	a Property:	to 11 U.S.C. § 365(p)(2): YES NO			
o continuation sheets attached (if any) declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.						
Date: 6/29/2009		s/ Danny R. Bennett Danny R. Bennett Signature of Debtor	t			
		s/ Gina L. Bennett Gina L. Bennett Signature of Joint Debto	r (if any)			

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Form B1, Exhibit C (9/01)

UNITED STATES BANKRUPTCY COURT Northern District of Illinois

Exhibit "C"

[If, to the best of the debtor's knowledge, the debtor owns or has possession of property that poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety, attach this Exhibit "C" to the petition.]

In re:	Danny R. Bennett			Case No.:	
	Gina L. Bennett			Chapter: 7	
		Debtor(s)			
		Exhibit "C" to Vo	luntary Petition		
imminer	or that, to the best of	the debtor's knowledge, pos	al property owned by or in posses or is alleged to pose a threatery (attach additional sheets if	at of	
N/A					
2. With respect to each parcel of real property or item of personal property identified in question 1, describe the nature and location of the dangerous condition, whether environmental or otherwise, that poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety (attach additional sheets if necessary):					
N/A					

B 203 (12/94)

UNITED STATES BANKRUPTCY COURT Northern District of Illinois

In re:		Danny R. Bennett		Gina L. Bennett	Case No)		
		Dek	otors		Chapter	_7	7	
		DISCLOSU	RE C	FOR DEBTOR		ΕY		
and pai	d that co	to 11 U.S.C. § 329(a) and Bankrupto ompensation paid to me within one year, for services rendered or to be render n with the bankruptcy case is as follo	ear befor ered on b	e the filing of the petition in ban	kruptcy, or agreed to be	btor(s))	
	For le	gal services, I have agreed to accept				\$	1,095.0	0
	Prior t	to the filing of this statement I have re	eceived			\$	0.0	0
	Balan	ce Due				\$	1,095.0	0
2. Th	e sourc	e of compensation paid to me was:						
		Debtor		Other (specify)				
3. Th	e sourc	e of compensation to be paid to me is	s:					
		Debtor		Other (specify)				
4.		ave not agreed to share the above-dimy law firm.	sclosed (compensation with any other pe	rson unless they are members	and a	ssociates	
Г	my	ave agreed to share the above-disclo law firm. A copy of the agreement, t ached.		·				
	eturn fo	or the above-disclosed fee, I have ag ;:	reed to r	ender legal service for all aspec	cts of the bankruptcy case,			
a)		alysis of the debtor's financial situation in bankruptcy;	on, and re	endering advice to the debtor in	determining whether to file			
b)	Pre	eparation and filing of any petition, sc	hedules,	statement of affairs, and plan v	which may be required;			
c)	c) Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;							
d)	-	her provisions as needed] one						
6. By	•	ment with the debtor(s) the above dis	closed fe	ee does not include the following	g services:			
				CERTIFICATION				
	•	hat the foregoing is a complete stater ion of the debtor(s) in this bankruptcy			or payment to me for			
Date	d: <u>6/2</u>	29/2009						
				Karl Magnus, Bar	No. 6256324			
				Karl H. Magnus Attorney for Debtor(s)				

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

B 201 Page 2

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of the Debtor

We, the debtors, affirm that we have received and read this notice.

Danny R. Bennett	Xs/ Danny R. Bennett	6/29/2009	
Gina L. Bennett	Danny R. Bennett		
Gilla L. Beilliett	Signature of Debtor	Date	
Printed Name(s) of Debtor(s)	Xs/ Gina L. Bennett	6/29/2009	
Case No. (if known)	Gina L. Bennett		
`	Signature of Joint Debtor	Date	